IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 58321-M of 2006

DATE OF DECISION : 22.09.2006

Jaswinder Singh

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. J.B.S. Gill, Advocate,
for the petitioner.

* * *

Petitioner Jaswinder Singh has filed this petition under Section 439 of the Code of Criminal Procedure for the grant of regular bail in case FIR No. 122 dated 30.6.2006 under Section 15 of the NDPS Act, registered at Police Station Hariana, District Hoshiarpur.

I have heard counsel for the petitioner and gone through the contents of the FIR as well as the order dated 23.8.2006, passed by Judge, Special Court, Hoshiarpur, whereby bail application of the petitioner has been dismissed.

In this case, the petitioner was arrested on the spot, while he was sitting on the first portion of the truck. As per the FIR, he was conductor of the said truck. In the truck, 200 Kgs. of poppy husk contained in 5 bags was recovered. Keeping in view this recovery of commercial quantity of poppy husk and in view of Section 37 of the NDPS Act, I am not inclined to grant the concession of regular bail to the petitioner.

Dismissed.

September 22, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**